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October 14, 2011

BY FAXHonorable Harold Baer
United States District Court
Southern District of New York
500 Pearl Street, Chambers 2230
New York, New York 10007
Fax: (212) 805-7901

USDS SDNY DOCUMENT ELECTRONICALLY FILED DOC #: DATE FILED: 10/18/11

Re: *Maclaren Europe Limited v. ACE American Insurance Company*
Case No.: 1:11-cv-04688-HB
Our File No.: 01560-007753

Dear Judge Baer:

This firm represents the defendant, ACE American Insurance Company ("ACE"), in the above-referenced matter currently pending before the Court. In accordance with your Honor's individual practice rules, we write to advise the Court that on July 28, 2011, ACE filed their Motion to Dismiss.

On October 7, 2011, Plaintiff Maclaren Europe Limited filed their opposition to ACE's Motion to Dismiss. ACE shall submit their reply brief on or before November 11, 2011. Both Plaintiff and Defendant agree to this briefing schedule and request oral argument.

We expect the motion to be fully briefed by November 14, 2011.

Very truly yours,

Thomas Orofino
Sedgwick LLPcc: Paul S. Hugel, Esq. Fax: (212) 949-8255
CLAYMAN & ROSENBERG LLP, Attorneys for Plaintiff

NY/753359v1

10/18/11
Did you realize
that the time for your
m/d to be fully briefed & filed
was pursuant to the 8/16/11
agmt - you still have time
for a m/d, which is due
fully briefed according to the PRSO
on 6/11/12.
SO ORDERED
Harold Baer
USDJ

Endorsement:

Did you realize that the time for your motion to dismiss to be fully briefed and filed was, pursuant to the August 16, 2011 endorsement, over a month ago - you still have time for a motion for summary judgment which is due fully briefed according to the pre trial scheduling order on June 11, 2012.